

Rec'd PCT/PTO 07 SEP 2005 #3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 4005

Shoji YUYAMA et al. : Mail Stop: PCT

Serial No. 10/523,823 : Attorney Docket No. 2005_0171A

Filed February 4, 2005 :

MEDICINE FEEDER
[Corresponding to PCT/JP2003/009902
Filed August 5, 2003]

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

REPLY TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated August 26, 2005, submitted herewith is a Declaration for the above application executed by the inventors.

Also enclosed are the PTO surcharge of \$130.00 required by 37 CFR 1.492(e), and a copy of the PTO notice.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Shoji YUYAMA et al.

By



Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

MSH/kjf
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
September 7, 2005

09/12/2005 GFREY1 00000142 10523823

01 FC:1617

130.00 OP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Shoji YUYAMA et al.

: Mail Stop: PCT

Serial No. 10/523,823

: Attorney Docket No. 2005_0171A

Filed February 4, 2005

: Confirmation No. 4005

MEDICINE FEEDER
 [Corresponding to PCT/JP2003/009902
 Filed August 5, 2003]

THE COMMISSIONER IS AUTHORIZED
 TO CHARGE ANY DEFICIENCY IN THE
 FEES FOR THIS PAPER TO DEPOSIT
 ACCOUNT NO. 23-0975

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Late filing of executed Declaration \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Shoji YUYAMA et al.

By

Michael S. Huppert
 Registration No. 40,268
 Attorney for Applicants

MSH/kjf

WENDEROTH, LIND & PONACK, L.L.P.
 2033 K St., N.W., Suite 800
 Washington, D.C. 20006-1021
 Telephone (202) 721-8200
 September 7, 2005

[Check No. 70057]
 2005_0171A



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/523,823	Shoji Yuyama	2005_0171A

513
 WENDEROTH, LIND & PONACK, L.L.P.
 2033 K STREET N. W.
 SUITE 800
 WASHINGTON, DC 20006-1021

COPY

INTERNATIONAL APPLICATION NO.	
PCT/JP03/09902	

IA. FILING DATE	PRIORITY DATE
08/05/2003	08/05/2002

CONFIRMATION NO. 4005
371 FORMALITIES LETTER
OC000000016871454
OC000000016871454

Date Mailed: 08/26/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/04/2005
- English Translation of the IA filed on 02/04/2005
- Copy of the International Search Report filed on 02/04/2005
- Copy of IPE Report filed on 02/04/2005
- Copy of Annexes to the IPER filed on 02/04/2005
- Preliminary Amendments filed on 02/04/2005
- Information Disclosure Statements filed on 02/04/2005
- Oath or Declaration filed on 02/04/2005
- Request for Immediate Examination filed on 02/04/2005
- U.S. Basic National Fees filed on 02/04/2005
- Priority Documents filed on 02/04/2005

RECEIVED

AUG 29 2005

WENDEROTH, LIND & PONACK

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Additionally the following defects have been observed:

- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/523,823	PCT/JP03/09902	2005_0171A

FORM PCT/DO/EO/905 (371 Formalities Notice)